The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

March 24, 2008

By Facsimile
The Honorable Harold Baer, Jr.
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

Re: <u>United States v. Raymond Chu</u> 08 Cr. 45 (HB) USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #. ______
DATE FILED: 2 2 2 1 8

Dear Judge Baer:

The Government respectfully submits this request that the sentencing of the above-referenced defendant be adjourned from April 17, 2008, at 11:30 a.m. The Government understands that the Court and defense counsel are all available on May 22, 2008, at 12:30 p.m.

The reason for the requested adjournment is because the Probation Office has not yet completed its draft Presentence Report. Based on my communications with the assigned Probation Officer, the Government understands that he intends to do so by April 4, 2008. Because the defendant has a right to have the draft PSR 35 days prior to sentencing, pursuant to Rule 32(e)(2), the sentencing could not take place before May 9, 2008. Based on my conversations with your Honor's deputy, I understand that the Court is not available until May 22, 2008.

Case 1:08-cr-00045-HB Document 6 Filed 03/25/2008 Page 2 of 2 The Honorable Harold Baer, Jr.

March 24, 2008

Page 2

Based on my electronic correspondence with defense counsel, I can represent that they do not object to the requested adjournment.

Respectfully submitted,

MICHAEL J. GARCIA United States Attorney

By:

Daniel W. Levy

Assistant United States Attorney Telephone: (212) 637-1062

Mus22,08 at 10 AM

cc: Daniel C. Oliverio, Esq. Hodgson Russ LLP

Ian J. Redpath, Esq.

Walter J. Quinn United States Probation Officer

TOTAL P.03